

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

TRUSTEES OF THE OPERATING  
ENGINEERS PENSION TRUST, et al.,

2:11-CV-1179 JCM (PAL)

**Plaintiff,**

V.

SEQUOIA ELECTRIC, LLC, et al.,

### Defendants.

## ORDER

Presently before the court is defendants Sequoia Electric, LLC, et. al.'s motion for clarification. (Doc. #37). Plaintiffs Trustees of the Operating Engineers Pension Trust, et. al. filed an opposition. (Doc. #38). Defendants then filed a reply. (Doc. #41).

19 On March 16, 2012, the court held a hearing and granted defendants' motion for preliminary  
20 injunction. (Doc. #33). Defendants now move for clarification of the court's ruling from the bench.  
21 (Doc. #37). Specifically, defendants propose to include the following sentence in the preliminary  
22 injunction order: “[T]his contribution requirement shall not apply to work already claimed by other  
23 unions and/or covered by other labor agreements.” (Doc. #37).

24 This proposed language was not contemplated in the court's ruling from the bench and,  
25 therefore, should not be included in the preliminary injunction order.

26

27

28

1 || Accordingly,

2 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendants Sequoia  
3 Electric, LLC, et. al.'s motion for clarification (doc. #37) be, and the same hereby is, DENIED.

4 DATED April 30, 2012.

**UNITED STATES DISTRICT JUDGE**